

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

Richard Riess
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ATTORNEY FOR (Name): Richard Riess

FOR COURT USE ONLY

CONFIDENTIAL
 OF ORIGINAL FILE
 Los Angeles Superior Court

FEB 14 2012

John A. [REDACTED], Executive Officer/Clerk
 By [Signature], Deputy

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles

STREET ADDRESS: 200 W. Compton Blvd.
 MAILING ADDRESS: 200 W. Compton Blvd.
 CITY AND ZIP CODE: Compton, CA 90220
 BRANCH NAME: South Central District

RECEIVED
 FEB 14 2012
 SOUTH CENTRAL DISTRICT
 OFFICE AND COURT STAFF

PETITIONER/PLAINTIFF: Richard Riess
 RESPONDENT/DEFENDANT: Desiree Capuano

ORDER TO SHOW CAUSE

☐ Child Custody
☐ Child Support
☐ Attorney Fees and Costs

MODIFICATION

☒ Visitation
☐ Spousal Support
☐ Injunctive Order
☐ Other (specify):

CASE NUMBER:

TD035397

- TO (name): Desiree Capuano
- YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS TO GIVE ANY LEGAL REASON WHY THE RELIEF SOUGHT IN THE ATTACHED APPLICATION SHOULD NOT BE GRANTED. If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or concurrently with the hearing listed below.

a. Date: 3/7/12 Time: 8:00 a ☒ Dept.: M ☒ Room: 1211

b. The address of the court is ☐ same as noted above ☐ other (specify):

c. ☒ The parties are ordered to attend custody mediation services as follows: 3/4/12, 8:30am, Town & Court House

- THE COURT FURTHER ORDERS that a completed Application for Order and Supporting Declaration (form FL-310), a blank Responsive Declaration (form FL-320), and the following documents be served with this order:

- ☐ Completed Income and Expense Declaration (form FL-150) and a blank Income and Expense Declaration
- ☐ Completed Financial Statement (Simplified) (form FL-155) and a blank Financial Statement (Simplified)
- ☐ Completed Property Declaration (form FL-160) and a blank Property Declaration
- ☐ Points and authorities
- ☐ Other (specify):

BY OVERNIGHT CARRIER (NEXT BUSINESS DAY)

b. ☒ Time for ☒ service ☒ hearing is shortened. Service must be on or before (date): 2/17/12
 Any responsive declaration must be served on or before (date): 3/2/12

c. ☐ You are ordered to comply with the temporary orders attached.

d. ☐ Other (specify):

Date: 2/14/12

STEPHEN M. LOWRI

JUDICIAL OFFICER

NOTICE: If you have children from this relationship, the court is required to order payment of child support based on the incomes of both parents. The amount of child support can be large. It normally continues until the child is 18. You should supply the court with information about your finances. Otherwise, the child support order will be based on the information supplied by the other parent.

You do not have to pay any fee to file declarations in response to this order to show cause (including a completed Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155) that will show your finances). In the absence of an order shortening time, the original of the responsive declaration must be filed with the court and a copy served on the other party at least nine court days before the hearing date. Add five calendar days if you serve by mail within California. (See Code of Civil Procedure 1005 for other situations.) To determine court and calendar days, go to www.courtinfo.ca.gov/selfhelp/courtcalendars/.



Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for Request for Accommodations by Persons With Disabilities and Response (Form MC-410). (Civil Code, § 54.8.)

REQUEST FOR FEE WAIVER FILED
 ORDER TO SHOW CAUSE

AMOUNT RECOVERABLE \$

PETITIONER/PLAINTIFF: Richard Aless

CASE NUMBER:

TD035397

RESPONDENT/DEFENDANT: Desiree Capuano

TEMPORARY ORDERS

Attachment to Order to Show Cause (FL-300)

1. ☐ PROPERTY RESTRAINT

- a. ☐ Petitioner ☐ Respondent is restrained from transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, except in the usual course of business or for the necessities of life.
- ☐ The other party is to be notified of any proposed extraordinary expenditures and an accounting of such is to be made to the court.
- b. ☐ Both parties are restrained and enjoined from cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage including life, health, automobile, and disability held for the benefit of the parties or their minor child or children.
- c. ☐ Neither party may incur any debts or liabilities for which the other may be held responsible, other than in the ordinary course of business or for the necessities of life.

2. ☐ PROPERTY CONTROL

- a. ☐ Petitioner ☐ Respondent is given the exclusive temporary use, possession, and control of the following property the parties own or are buying (specify):
- b. ☐ Petitioner ☐ Respondent is ordered to make the following payments on liens and encumbrances coming due while the order is in effect:
- | Debt | Amount of payment | Pay to |
|------|-------------------|--------|
|------|-------------------|--------|

3. ☒ MINOR CHILDREN

- a. ☒ Petitioner ☐ Respondent will have the temporary physical custody, care, and control of the minor child of the parties, ☒ subject to the other party's rights of visitation as follows:

sole legal and sole

(G. [REDACTED] 003 27100) Any

NO VISITATION BEFORE THE HEARING ON 3/7/12. Any

- b. ☒ Petitioner ☒ Respondent must not remove the minor child or children of the parties

- (1) ☐ from the State of California.
- (2) ☒ from the following counties (specify): Los Angeles County, CALIFORNIA.
- (3) ☐ other (specify):
- c. ☐ Child abduction prevention orders are attached (see form FL-341(B)).
- d. (1) Jurisdiction: This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code, commencing with § 3400).
- (2) Notice and opportunity to be heard: The responding party was given notice and an opportunity to be heard as provided by the laws of the State of California.
- (3) Country of habitual residence: The country of habitual residence of the child or children is ☒ the United States of America ☐ other (specify):
- (4) Penalties for violating this order: If you violate this order you may be subject to civil or criminal penalties, or both.

4. ☒ OTHER ORDERS (specify):

Respondent may appear @ the 3/7/12 Hearing by Court if she so chooses. Any

Respondent be required to pass a drug test prior to having contact with child.

Date:

2/14/12

JUDGE OF THE SUPERIOR COURT

5. The date of the court hearing is (insert date when known):

3/7/12 @ 8:00am

STEPHEN M. LOWRY

CLERK'S CERTIFICATE

[SEAL]

I certify that the foregoing is a true and correct copy of the original on file in my office.

Date:

Clerk, by _____, Deputy